

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8949

IN THE MATTER OF:

Served September 2, 2005

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|---------------------------------------|----------------------|
| Application of AERO TRANSPORTATION,) | Case No. AP-2005-133 |
| INC., for a Certificate of) | |
| Authority -- Irregular Route) | |
| Operations) | |

By application accepted for filing August 12, 2005, Aero Transportation, Inc., a Maryland corporation, seeks a certificate of authority for irregular route operations between points in the Metropolitan District.

Applicant proposes commencing operations with one minibus. Applicant's proposed tariff contains hourly group charter rates.

The application fee was paid by check drawn on the account of Nova Limousine Service, Inc. (Nova). Nova was granted operating authority last year, but the reissuance of certificate of authority No. 466 to Nova was expressly made contingent on the filing of additional documents.¹ Nova failed to file the necessary documents in a timely manner, thereby voiding the Commission's approval.² Nova's request for reconsideration in that proceeding is currently pending before the Commission.

Nova is controlled by McKinly Williams. Mr. Williams holds Certificate of Authority No. 466 and does business under the trade name Nova Limousine. Applicant's proposed revenue vehicle is registered to Nova Limousine. Applicant will be directed to file a list of shareholders, directors and officers and a statement explaining applicant's relationship with Nova and with McKinly Williams, trading as Nova Limousine.

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation is consistent with the public interest.

¹ See In re Application of Nova Limousine Service, Inc., to Acquire Certificate No. 466 from McKinly Williams, Trading as Nova Limousine, No. AP-04-128, Order No. 8416 (Nov. 16, 2004) (conditionally approving the transfer of Certificate No. 466).

² See id. (approval of transfer void upon applicant's failure to timely satisfy conditions of issuance); Commission Regulation No. 66 (failure to comply with conditions of grant within 180 days voids approval).

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than September 16, 2005, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than September 30, 2005, an affidavit that notice has been published as required in the preceding paragraph.

3. That applicant shall file with the Commission, no later than September 30, 2005, a statement explaining the relationship between applicant and Nova Limousine Service, Inc., on the one hand, and McKinly Williams, trading as Nova Limousine, WMATC No. 466, on the other.

4. That applicant shall file with the Commission, no later than September 30, 2005, (a) a list of applicant's shareholders with the number of shares held by each; (b) a list of applicant's directors; and (c) a list of applicant's officers and their respective titles.

5. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is September 30, 2005, and that copies must be served on applicant's resident agent, Gina R. Green, 900 2nd Street, N.E., Washington, DC 20002.

FOR THE COMMISSION:

A handwritten signature in black ink, appearing to read 'William S. Morrow, Jr.', is positioned above the printed name.

William S. Morrow, Jr.
Executive Director